

Town of Carbonear
Regular Council Meeting, February 13th, 2018
Minutes of a regular meeting of the Council of the Town of Carbonear
Held in Council Chambers, February 13th, 2018 at 5:30pm

Members Present: Deputy Mayor Chris O’Grady
 Danielle Doyle
 Ray Noel
 Vic Jenkins
 Amanda Hulan
 David Kennedy

Also Present: Town Clerk Cathy Somers
 Chief Administrative Officer Cynthia Davis
 Director of Operations
 & Public Works Brian O’Grady

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1. Calling of Meeting to Order
 Deputy Mayor O’Grady called the meeting to order at 5:33pm
- 2.1 Adoption of the Agenda for February 13, 2018 Regular Meeting
 Motion 18-025 R. Noel / V. Jenkins
 Resolved to adopt the agenda as presented for the February 13, 2018 meeting.
 Favour 6; Opposed 0; **Carried**
- 2.2 Adoption of the minutes
 a) Regular Meeting - January 23, 2018
 The meeting was interrupted by Mr. Gerard Butt speaking to Council
 without permission. Deputy Mayor O’Grady ruled Mr. Butt out of order,
 and asked him to vacate the chambers. Mr. Butt didn’t leave,
 Deputy Mayor O’Grady declared a recess of the meeting until Mr. Butt left
 the meeting.
 Meeting recessed at 5:36 pm and Council members left the meeting.
 Mr. Butt then left the Council chambers.
 Council members returned to the chambers at 5:44 pm and resumed the
 Council Meeting.
 Motion 18-026 D. Kennedy / D. Doyle
 Resolved that the minutes of the January 23, 2018 Regular meeting of
 Council be adopted as presented.
 Favour 6; Opposed 0; **Carried**
- b) Special Meeting – February 8, 2018
 Motion 18-027 R. Noel / A. Hulan
 Resolved that the minutes of the February 8, 2018 Special meeting of
 Council be adopted as presented.
 Favour 6; Opposed 0; **Carried**
3. Business Arising From Minutes
 No Business Arising

4. Delegations
None listed

5. Correspondence, Permits & Development

- a) Permit Listing # 8083, 8086, 8090-8092, 8094, 8097-8100
Councillor Doyle asked Council to review the list of permits to determine if there are any conflicts of interest for any council member.
Deputy Mayor O'Grady declared a conflict of interest on Permit # 8083 as it is for his brother.

Motion 18-028

D. Doyle / V. Jenkins

Resolved to approve the list of permits # 8086, 8090-8092, 8094, 8097-8100 as per applications received and in accordance with the Town of Carbonear Municipal Plan and Development Regulations and other applicable regulations and policies.

Favour 6; Opposed 0; **Carried**

Deputy Mayor O'Grady then left the council meeting and Councillor Doyle assumed the chair.

Motion 18-029

R. Noel / V. Jenkins

Resolved to approve permit # 8083 as per application received and in accordance with the Town of Carbonear Municipal Plan and Development Regulations and other applicable regulations and policies.

Favour 5; Opposed 0; **Carried**

Deputy Mayor O'Grady was called back into the meeting and assumed the chair.

5.1 Correspondence, requiring Council's decision

- a) Heritage Day Proclamation 2018
Proclaiming Monday, February 19, 2018 as Heritage Day

Motion 18-030

D. Doyle / R. Noel

WHEREAS, the third Monday in February is recognized nationally as Heritage Day; and

WHEREAS, Heritage Day is a time to reflect on the achievements of past generations and to accept responsibility for protecting our heritage; and

WHEREAS, our citizens should be encouraged to celebrate Newfoundland and Labrador's uniqueness and to rejoice in their heritage and environment; and

WHEREAS, in 2018 the residents of Newfoundland and Labrador will celebrate their rich and diverse heritage.

THEREFORE, Be it Resolved that the Town of Carbonear do hereby proclaim Monday, February 19, 2018 as Heritage Day, and call upon all citizens to celebrate the richness of our past and the promise of our future.

Favour 6; Opposed 0; **Carried**

Deputy Mayor O'Grady noted that the Carbonear Heritage Society will be hosting a historical display in the lobby of the Community Centre on Feb 21st from 7-9pm to celebrate Heritage week.

5.2 Correspondence received and action taken

Council reviewed the following correspondence and action taken:

- a) Department of Municipal Affairs
 - RE: Wastewater System Report form
Copied to CAO and Director of Operations & Public Works
 - Water & Sewer Upgrading Rusted Place – Permit to construct
Copied to CAO and Director of Operations & Public Works
 - Submission Deadline Reminder for Tax Receivable Summary, Tax Recovery Plan and Financial Statements (Deadline Feb. 28, 2018)
Copied to CAO and Town Clerk.
 - Budget Submission extension
Approval granted to defer adoption of the 2018 until January 31, 2018
Copied to CAO, Town Clerk
 - Request for 2017 Ultimate Receipt Audited Annual Expenditure Report for Gas Tax , Deadline March 31, 2018
Copied to CAO and Town Clerk
- b) NL Public Health Laboratory, Test results of water samples collected on November 29, 2017, 74 Powell Drive, 143 Columbus Drive, 111 Columbus Drive, 256 Water Street & samples collected on January 15, 2018 @ TC Square Mall, Department of Justice, 143 Columbus Drive & Bemister's Hill. Results marked satisfactory.
Placed on file.
- c) Choices for Youth
RE: Report on province wide consultations including Carbonear.
Correspondence on file for review.
- d) Property owner
Snow clearing concern
Forwarded to Public Works, Waste Management & Community Services committee
- e) Canada Mortgage and Housing Corporation
RE: CMHC building permits
Copied to CAO, Town Clerk, placed on file
- f) Eastern Safety Services
RE: Introduction letter from Eastern Safety Services on security and protective services
Forwarded to the Director of Operations and Public Works, placed on file
- g) Municipalities NL
RE: Urban Municipalities Committee meeting scheduled for March 14 & 15, St. John's at the Paul Reynolds's Centre.
Copied to Council, placed on file.
- h) NL 911
RE: Emergency 911 Decal Campaign
Forwarded to the Fire Department, placed on file.

6. Committee Reports

- a) Finance and Administration
Councillor Noel presented the following motions as recommended by the Finance and Administration Committee:
Motion 18-031 **R. Noel / A. Hulan**
Resolved that the Town of Carbonear adjust the water/sewer tax to \$1,000 on properties 023012 and 021869 for taxation year 2017

and future years while the building is vacant.

Favour 6; Opposed 0; **Carried**

Motion 18-032

R. Noel / D. Doyle

Resolved that the Town of Carbonear approve the payment of \$10,000 to the Princess Sheila NaGeira for their 2018 Budget Allocation.

Favour 6; Opposed 0; **Carried**

Donation Listing 2018

Motion 18-033

R. Noel / V. Jenkins

Resolved that the Town of Carbonear approve the donation listing for 2018, excluding items 1, 2, 4 and 9.

Favour 6; Opposed 0; **Carried**

Councillors Doyle and Kennedy declared a conflict of interest and left the meeting for donations 1 and 2 on the 2018 Donations listing.

Motion 18-034

R. Noel / V. Jenkins

Resolved that the Town of Carbonear approve items 1 and 2 on the 2018 Donations listing.

Favour 4; Opposed 0; **Carried**

Councillors Doyle and Kennedy were called back in to the meeting.

Councillor Vic Jenkins declared a conflict of interest on item 4 on the 2018 Donations listing as he is a member of the T.C. Shrine Club. Councillor Jenkins then left the meeting.

Motion 18-035

R. Noel / D. Kennedy

Resolved that the Town of Carbonear approve item 4 on the 2018 Donations listing.

Favour 5; Opposed 0; **Carried**

Councillor Jenkins was called back in to the meeting.

Deputy Mayor O'Grady declared a conflict of interest on item 9 on the 2018 Donations listing as he is a member of Legendary Car Club. Deputy Mayor O'Grady then left the meeting.

Councillor Doyle assumed the chair.

Motion 18-036

R. Noel / D. Kennedy

Resolved that the Town of Carbonear approve item 4 on the 2018 Donations listing.

Favour 5; Opposed 0; **Carried**

Deputy Mayor O'Grady was called back in to the meeting and assumed the chair.

b) Development

Councillor Doyle advised the committee met on January 25.

Councillor Doyle presented the following motions as recommended by the Development Committee:

Motion 18-037

D. Doyle / V. Jenkins

Resolved to approve the following development applications conditional upon the development being completed in accordance with the Carbonear Municipal Plan and Development Regulations and other regulations and policies and in accordance with other conditions as specified:

- 33 Adelaide Street – Home Based Business (Home Office)
conditional upon no objections being received from the discretionary

use advertisement and conditional upon complying with the Home Based Business Regulations.

Favour 6; Opposed 0; **Carried**

Town of Carbonear Municipal Plan Amendment No 23, 2017 and Development Regulations Amendment No. 34, 2017, Crocker's Cove Point

Motion 18-038

D. Doyle / R. Noel

Under the authority of Sections 16, 17 and 18 of the Urban and Rural Planning Act 2000, the Town Council of Carbonear

1. Adopted Municipal Plan Amendment No. 23, 2017 on the 5th day of September, 2017.
2. Gave notice of the adoption of Municipal Plan Amendment No. 23, 2017 by advertisement inserted on the 19th day September of 2017, and the 26th day of September, 2017 in the Compass.
3. Set the 5th day of October, 2017 at 7:00 pm at the Carbonear Town Hall for the holding of a Public Hearing to consider objections and submissions.

Now under Section 23 of the Urban and Rural Planning Act 2000, the Town Council of Carbonear approves Municipal Plan Amendment No. 23, 2017 on the 13th day of February, 2018.

Favour 6; Opposed 0; **Carried**

Motion 18-039

D. Doyle / A. Hulan

Under the authority of Sections 16, 17 and 18 of the Urban and Rural Planning Act 2000, the Town Council of Carbonear

1. *Adopted Development Regulations Amendment No. 34, 2017 on the 5th day of September, 2017.*
2. *Gave notice of the adoption of Development Regulations Amendment No. 34, 2017 by advertisement inserted on the 19th day of September 2017, and the 26th day of September, 2017 in the Compass.*
3. *Set the day 5th day of October, 2017 at 7:00 pm at the Carbonear Town Hall for the holding of a Public Hearing to consider objections and submissions.*

Now under Section 23 of the Urban and Rural Planning Act 2000, the Town Council of Carbonear approves Development Regulations Amendment No. 34, 2017 with the following change:

Inserting an additional requirement into Condition 12 of the Residential Medium Density Use Zone to ensure that site features such as parking, lighting, dumpster and waste disposal facilities, loading areas, decks and related outdoor amenity areas be designed and placed to minimize impact on the surrounding residential areas with respect to noise, light and disturbance

on the 13th day of February, 2018.

Favour 6; Opposed 0; **Carried**

- c) Recreation, Special Events, Culture & Tourism
Councillor Noel noted that plans for the construction of a new change room at the pool are moving ahead.
Winter Carnival plans have been made. Councillor Noel thanked the Special Events Committee for their work on this event.
Winter carnival , thanks to special events committee

Adopt Policy on 2012 Newfoundland and Labrador Summer Games Award

Motion 18-040

R. Noel / D. Doyle

Resolved to approve the 2012 Newfoundland and Labrador Summer Games Awards Policy as presented.

Favour 6; Opposed 0; **Carried**

- d) Public Works, Waste Management & Community Services
Meeting January 31,
Councillor Jenkins presented the following motion as recommended by the committee:

Motion 18-041

V. Jenkins / D. Kennedy

Resolved to purchase a surveillance system including installation and training for the new works depot at a cost of \$15,500 plus HST from Fullerton Agencies

Favour 6; Opposed 0; **Carried**

7. Reports of Chief Administrative Officer and Department Heads

- a) Director of Operations & Public Works

The Director of Operations and Public Works reviewed the following from his report to Council:

New Depot:

Staff have moved in to the New Depot. There are a few deficiencies that have to be completed. Final payment will not be released until deficiencies have been completed.

Roads

Asphalt:

This has been a difficult winter on the roads with all the freeze thaw cycles. We had the recycler out today as the weather was suitable. We have purchased over 200 bags of cold patch so far this year.

Rusted Place:

The water and sewer upgrade for Rusted Place has been tendered. This tender closes on February 28. It states that the project must be completed by June 2nd. This will be around the time the asphalt plants open for the season.

Bennett's Hill Pump house

The construction of the pump house is completed. We will be testing the electrical and pump system on Wednesday, Feb 14 to check for problems/leaks/etc. On Monday, Feb 19th we will be commissioning the system and putting it on line. All of the residents affected have been advised that they should have a working pressure reducing valve installed by Friday, Feb16. We will operate the pump house at first by servicing the area served by the old pump house only. Once we have operated for a

period and established good operating parameters we will then open the cross connect between Tyres Drung and Hoyle's Road. This will eliminate two dead end lines and improve service to the east of Highroad North.

Salt and sand

We have purchased 1800tons of salt and sand mixture for this winter. All of this has been picked up and brought to our site. We are on par with our consumption for this year and appear to have sufficient product on hand.

Snow clearing

The snow clearing shifts are in place as follows:

- 2 operators 5:00 – 13:30 (morning shift) Monday to Friday
- 2 operators 13:30 – 22:00 (evening shift) Monday to Friday
- 1 operator 8:00 – 16:30 (day shift) Monday to Friday
- 2 operators 5:00 – 13:30 (Morning shift) Saturday and Sunday

The operators on shift will advise the Director of Operation of conditions requiring additional staff. The needs will be assessed and added as required.

Tender Award:

As per council approval we tendered for the sale of:

- 2005 Yanmar VIO 35 excavator
- 2008 pickup sander.

The results are as follows:

Excavator: Minimum bid \$15,000. Successful bid \$15,503.00

Sander: Minimum bid \$500. Successful bid \$503.00

A motion of Council is required to sell the equipment to the successful bidders.

Motion 18-042

V. Jenkins / A. Hulan

Resolved to sell the following equipment to the highest successful bidder:

- 2005 Yanmar VIO 35 Excavator for the sum of \$15,503.00 + HST*
- 2018 Pick Up Sander for the sum of \$503.00 + HST.*

Favour 6; Opposed 0; **Carried**

Deputy Mayor O'Grady advised that Council had a tour of the new depot. He noted that this is a great addition for our town and staff.

8. Finance

- a) Operating Invoices over \$2,000.00 totaling..... \$163,607.60

Motion 18-043

R. Noel / V. Jenkins

Resolved that the Town of Carbonear approve for payment the list of invoices as submitted totaling \$163,607.60.

Favour 6; Opposed 0; **Carried**

- b) Capital Invoices

Water, Sewer & Storm Sewer (Parts A & B) Bond Street

PN – 11-126 (MA 17-CWWF-17-00027)

Rodco Mechanical (2004) Ltd, CP # 1.....\$292,670.15

Harris & Associates, Engineering Invoice # 6279.....\$659.39

Total Capital Invoices..... **\$293,329.54**

Motion 18-044

R. Noel / D. Doyle

Resolved that the Town of Carbonear approve for payment the list of Capital invoices as submitted totaling \$293,329.54.

Favour 6; Opposed 0; **Carried**

9. Regulations
No regulations listed.
10. New Business
 - a) Update on Joint Council meeting - February 1
Deputy Mayor O'Grady advised that he attended the Joint Council meeting on February 1.
There was a presentation from Eastern Health regarding the shortage of family physicians. Eastern Health is currently working with the MUN School of Medicine and conducting consultations with church groups, municipalities and the public etc. to determine ways to correct this shortage and attract more family physicians to the area.
11. Notices of Motion
No notices of motions were filed.
12. Adjournment
Motion 18-045 A. Hulan / D. Doyle
Resolved that the meeting adjourn at 6:10 p.m. and to meet again on Tuesday, February 27th, 2018 at 5:30 p.m. for the next Regular Council Meeting.

Deputy Mayor Chris O'Grady

Cathy Somers, Town Clerk